

Q. How do I receive Temporary Operating Authority when applying for a Gambling Operator License?

A. House Bill 38 of the 2015 legislative session authorized the department to provide the issuance of temporary operating authority effective October 1, 2015. Administrative Rules are currently being drafted, but the division is allowing for the issuance before the rules are published under the following circumstances:

- The application is submitted electronically using Taxpayer Access Point (TAP).
- The application is deemed complete by gambling and liquor licensing staff.
- A statement is made on the Temporary Operating Authority form (LCD 18) that indicates Gambling Temporary Operating Authority is requested as well (a new form is currently being drafted).
- The license transfer involves an existing location (premises has been licensed for gambling within the last 12 months).
- There are no known adverse reports on owners, officers, or key employees/managers at the time of the request for temporary operating authority.
- The seller is in good standing with the Department of Revenue (Business and Income Tax Division).

Temporary operating authority may be issued for no more than 45 days. The Department of Justice (DOJ) and the Department of Revenue (DOR) will coordinate all approvals of temporary operating authority. DOJ may provide an extension of the temporary operating authority, but only when the reason for the delay in the case is beyond the applicant's control. Any extension request must be made in writing and received by the division one week prior to the expiration date.